



#328  
JB  
8/19/03  
Docket No.: 251502008600  
(PATENT)

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Dated: 8/8/03

Signature: [Signature] (Michael Boyd)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Rudolf C. BARENDSE, *et al.*

Application No.: 09/089,871

Group Art Unit: 1652

Filed: June 4, 1998

Examiner: D. Ramirez

For: HIGH-ACTIVITY PHYTASE COMPOSITIONS

**AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.111**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

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This is in response to the non-final Office Action dated February 24, 2003 (Paper No. 30) in connection with the above-identified application. A response to this action was due on May 24, 2003. Filed herewith is a Petition and fee for a three-month extension of time, thereby extending the deadline for response to August 24, 2003. Accordingly, this response is timely filed.

Applicants have given careful consideration to the grounds for rejection. The following amendments and remarks are believed to place this application in condition for allowance, which is respectfully requested.



16528 ✓

PTO/SB/21 (05-03)  
Approved for use through 04/30/2003. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)		Application Number	09/089,871
		Filing Date	June 4, 1998
		First Named Inventor	Rudolf C. BARENDS
		Art Unit	1652
		Examiner Name	D. Ramirez
Total Number of Pages in This Submission	21	Attorney Docket Number	251502008600

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ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form + duplicate for Fee Processing (2 pages)  <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment/Reply with Appendix A (17 pages)  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input checked="" type="checkbox"/> Extension of Time Request (1 page)  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  Return postcard
<div>Remarks</div> <div>Customer No. 25225</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	MORRISON & FOERSTER LLP Karen Zachow - 46,332
Signature	<i>Karen Zachow</i>
Date	August 8, 2003

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Dated: 8/8/03	Signature: <i>[Signature]</i> (Michael Boyd)



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FEE TRANSMITTAL for FY 2003 <small>Effective 01/01/2003, Patent fees are subject to annual revision.</small>		Complete if Known	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	09/089,871
TOTAL AMOUNT OF PAYMENT (\$)		Filing Date	June 4, 1998
930.00		First Named Inventor	Rudolf C. BARENDSE
		Examiner Name	D. Ramirez
		Art Unit	1652
		Attorney Docket No.	251502008600

  

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None		3. ADDITIONAL FEES	
<input checked="" type="checkbox"/> Deposit Account		Large Entity Small Entity	
Deposit Account Number	03-1952	Fee Code Fee (\$)	Fee Code Fee (\$)
Deposit Account Name	Morrison & Foerster LLP	Fee Description	
The Director is hereby authorized to: (check all that apply)		Fee Paid	
<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input checked="" type="checkbox"/> Credit any overpayments		
<input checked="" type="checkbox"/> Charge any additional fee(s) during the pendency of this application			
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.			

  

FEE CALCULATION	
1. BASIC FILING FEE	
Large Entity Small Entity	
Fee Code Fee (\$)	Fee Code Fee (\$)
1001 750 2001 375	Utility filing fee
1002 330 2002 165	Design filing fee
1003 520 2003 260	Plant filing fee
1004 750 2004 375	Reissue filing fee
1005 160 2005 80	Provisional filing fee
SUBTOTAL (1) (\$)	
0.00	

  

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	
Total Claims	-- =
Independent Claims	-- =
Multiple Dependent	
Large Entity Small Entity	
Fee Code Fee (\$)	Fee Code Fee (\$)
1202 18 2202 9	Claims in excess of 20
1201 84 2201 42	Independent claims in excess of 3
1203 280 2203 140	Multiple dependent claim, if not paid
1204 84 2204 42	** Reissue independent claims over original patent
1205 18 2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)	
0.00	

  

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Karen Zachow	Registration No. (Attorney/Agent)	46,332
Signature	<i>Karen Zachow</i>	Telephone	(858) 720-5191
		Date	August 8, 2003

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